

EXHIBIT A

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UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

	x	
CYCLE-CRAFT CO., INC.,	x	
d/b/a BOSTON	x	
HARLEY-DAVIDSON/BUELL,	x	
Plaintiff	x	
	x	CASE NO.
vs.	x	04 11402 NMG
	x	
HARLEY-DAVIDSON MOTOR	x	
COMPANY, INC., and BUELL	x	
DISTRIBUTION COMPANY, LLC,	x	
Defendants	x	

DEPOSITION of JOHN ATWOOD, taken pursuant to the applicable provisions of the Federal Rules of Civil Procedure, before Jill Kourafas, Certified Shorthand Reporter and Notary Public in and for the Commonwealth of Massachusetts held at the Law Offices of Bingham McCutchen, 150 Federal Street, Boston, Massachusetts, on June 7, 2005, commencing at 9:04 a.m.

REPORTERS, INC.
GENERAL & TECHNICAL COURT REPORTING
23 MERRYMOUNT ROAD, QUINCY, MA 02169
617.786.7783/FACSIMILE 617.786.7723

1 Q. You said that you made your people aware of
2 the Non-Retail Policy beginning back in
3 around 1988, did you make Ron Buchbaum
4 aware of the policy when he started as
5 general manager for the dealership?

6 A. No.

7 Q. Did you -- why didn't you?

8 A. Because he had worked at two previous
9 Harley-Davidson dealerships and he was an
10 intelligent person that I would've assumed
11 that he had known what those retail --
12 Non-Retail Sales Policies were.

13 Q. When Ron Buchbaum was hired, did you give
14 him responsibility for running the
15 day-to-day operations of the dealership?

16 A. Yes.

17 Q. And did his responsibilities include
18 preserving and maintaining your company's
19 relationship with Harley-Davidson?

20 MR. REHNQUIST: Object to the form.

21 A. Yes.

22 Q. Did you tell him that?

23 MR. REHNQUIST: Object to the form.

24 A. Tell him it was his responsibility?

1 Q. Did he tell you that he had two convictions
2 down in Texas?

3 A. Yes. See, that was the good part. I didn't
4 have to ask him. He just told me.

5 Q. Did he tell you that the convictions were
6 for insurance fraud and bankruptcy fraud or
7 words to that effect?

8 A. Words to that effect.

9 Q. Did he tell you that he had been charged
10 with a crime in Michigan?

11 A. Yes.

12 Q. And tell me what he told you about that.

13 A. Well, basically, that he had a problem with
14 the owner of Motown -- I think his name is
15 DeMattia -- and there were some allegations
16 made against him that were untrue,
17 embezzlement.

18 Q. That is, Mr. Buchbaum was charged with
19 embezzlement?

20 A. I don't know what the exact charge was, but
21 it had to do with embezzling money.

22 Q. All right. And as I understand your
23 testimony --

24 A. As far as I understand.